

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of
Thursday, September 7, 2006

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Ebert and Commissioner Meyer.

Minutes

The Commission approved the minutes of the Open Meeting of Thursday, August 31, 2006.

3160-ER-105 – Application of Lodi Municipal Light and Water Utility for Authority to Increase Electric Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

1170-TR-101 – Notification by Clear Lake Telephone Company That It Intends to Increase Telephone Rates

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

2110-WR-103 – Application of Frederic Water Commission for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5870-SR-100 – Application of Theresa Municipal Water and Sewer Utility for Authority to Increase Sewer Rates

The Commission approved the Notice of Proceeding and Telephonic Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6700-CW-110 – Application of Wisconsin Rapids Waterworks & Lighting Commission for Authority to Construct Well No. 5

The Commission approved the Notice of Investigation and Assessment of Costs and directed it be signed by the Secretary to the Commission on behalf of the Commission.

1-AC-222 – General Updating of Language in PSC Administrative Code Chapters

The Commission approved the request to open a rulemaking docket regarding the general updating of PSC administrative code language.

The Commission approved a Statement of Scope and directed Commission staff to prepare and transmit the necessary documents.

5-CE-113 – Joint Application on Minnesota Power Company and Wisconsin Public Service Corporation for Authority to Construct and Place in Service Electric Transmission Lines and Other Electric Facilities for the Arrowhead-Weston Project, Located in St. Louis County in Minnesota, and Chippewa, Clark, Douglas, Lincoln, Marathon, Oneida, Price, Rusk, Sawyer, Taylor, and Washburn Counties in Wisconsin

Construction and Mitigation Plan – Part B (Arrowhead to Line 762 Spread)

The Commission accepted the Construction and Mitigation Plan – Part B filing submitted by the applicants, for the Arrowhead to Line 762 construction spread, in compliance with the portion of Order Point 5 of the Commission's October 30, 2001 Order in this docket, as it pertains to the Construction and Mitigation Plan – Part B for that construction spread.

The Commission approved the Order and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-CE-113 – Joint Application on Minnesota Power Company and Wisconsin Public Service Corporation for Authority to Construct and Place in Service Electric Transmission Lines and Other Electric Facilities for the Arrowhead-Weston Project, Located in St. Louis County in Minnesota, and Chippewa, Clark, Douglas, Lincoln, Marathon, Oneida, Price, Rusk, Sawyer, Taylor, and Washburn Counties in Wisconsin

Farm Disease Mitigation Plan (Arrowhead to Line 762)

The Commission accepted the Farm Disease Mitigation Plan submitted by the applicants, for the Arrowhead to Line 762 construction spread, in compliance with Order Point 7 of the Commission's December 19, 2003 Order in this docket, as it pertains to the Farm Disease Mitigation Plan for that construction spread.

The Commission approved the Order and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-UI-109 – Complaint by St. Joseph Community Hospital of West Bend, Inc. Against the Village of Jackson Water and Sewer Utilities Regarding the Provision and Cost of Service in the Town of Polk

The Commission denied the Motion to Dismiss filed on behalf of the Village of Jackson.

The Commission directed the Water, Compliance and Consumer Affairs Division staff to draft an order consistent with this decision.

9339-BS-100 – Application of Minergy Corporation for a Determination That the Terms of the Proposed Agreement to Sell 100 percent of its Membership Interests in Minergy Neenah LLC to Fox Valley Energy Holdings LLC Satisfy the Requirements of Wis. Stat. § 196.807

The Commission approved the terms of the transfer of Minergy Corporation LLC to Fox Valley Energy Holdings LLC, determining they were consistent with the requirements of Wis. Stat. § 196.807.

The Commission approved the Order and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6680-UR-114 – Application of Wisconsin Power and Light Company for Authority to Increase Retail Electric, Natural Gas and Ripon Water Rates

The Commission was advised that the parties had filed a stipulation regarding contested issues in this docket.

This matter was laid over at the request of the Commission.

CLOSED SESSION – The Commission may recess the open meeting, go into closed session under Wis. Stat. § 19.85(2) regarding the following litigation matters, and reconvene the open meeting pursuant to Wis. Stat. § 19.85(2):

Washington County v. Village of Jackson, Wisconsin Court of Appeals Case No. 2006AP000943

Commissioner Meyer moved, pursuant to Wis. Stat. § 19.85(1)(g), that the Commission convene in closed session to discuss litigation matters with legal counsel. Chairperson Ebert seconded the motion. The motion was carried.

In closed session, the Commission directed staff to file an Amicus Brief in the above-entitled matter.